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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

RICHARD ALLEN WALKER,  
  
Petitioner,  
  
vs.  
  
DWIGHT NEVEN, et al,  
  
Respondents.

Case No.: 2:13-1099 APG-VCF

UNOPPOSED MOTION OF TIME  
TO FILE REPLY TO STATE'S  
RESPONSE TO REMAINING  
CLAIM

Petitioner Richard Walker, by and through his counsel, Lisa Rasmussen, hereby files this unopposed Motion seeking an additional 75 days to file his Reply to the State's Response filed on August 28, 2020 [ECF 135.]

This Motion is made and based upon the following:

1. This Court's original order, dated June 8, 2020, gave the Respondents 60 days to file an Answer to the remaining claim. [ECF 130.] It

1 also provided Petitioner 45 days to respond thereafter. The undersigned's  
2 office calendared these deadlines.

3  
4 2. The Respondent then sought two extensions of time to file their  
5 Response, neither of which were opposed by the Petitioner.

6  
7 3. Respondent then filed its response on August 28, 2020. [ECF  
8 135.] The undersigned's office erroneously calendared Petitioner's Reply  
9 deadline as today's date, October 26, 2020, which is 60 days after the filing of  
10 the Response (ECF 135). It can be difficult to figure out the dates when  
11 extensions enter the picture, and the undersigned apologizes for this error on  
12 behalf of Petitioner.

13  
14  
15 4. On today's date, thinking that today was the Reply deadline, the  
16 undersigned reached out to the State to ask if it would oppose an extension of  
17 time to file the Reply.

18  
19 5. Filing the Reply requires revisiting the trial transcripts and  
20 witness testimony to make comparative arguments and it has been a while  
21 since the undersigned has reviewed them.

22  
23 6. The undersigned proposed a 75-day extension of time since a 60-  
24 day extension of time would fall on Christmas day (if the date had been  
25 properly computed).

1           7.     The undersigned proposed January 11, 2021 as the Reply  
2 deadline and the state is not opposed to that Reply deadline.  
3

4           8.     This amounts to a 77-day extension of time from today's date, or  
5 a 92-day extension of time from the actual Reply deadline had it been  
6 properly calendared.  
7

8           9.     Mr. Walker is serving a life without parole sentence. This is his  
9 sole remaining issue before this Court upon which relief can be granted. He  
10 is not prejudiced by the additional time sought herein. Furthermore, the  
11 additional time is needed because writing the Reply requires substantial  
12 analysis of the trial testimony in order to properly respond to the State's  
13 Response.  
14  
15

16          10.    This extension of time is not sought for the purpose of delay and  
17 the undersigned apologizes for the error on computing the Reply deadline and  
18 for not timely filing this Motion.  
19

20          11.    No prior requests have been made.  
21

22                Dated this 26<sup>th</sup> day of October 2020.  
23

24                       The Law Offices of Kristina Wildeveld & Associates  
25

26                               /s/ Lisa A. Rasmussen  
27

28                                       \_\_\_\_\_  
LISA A. RASMUSSEN, ESQ.  
Nevada Bar No. 7491  
Attorneys for Richard Walker

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I served a copy of the foregoing,  
Motion for EOT, upon all persons registered to receive CM/ECF service in the  
above-entitled case, as required by local rule.

Dated this 26<sup>th</sup> day of October 2020.

/ s/ Lisa A. Rasmussen

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LISA A. RASMUSSEN, ESQ.

ORDER GRANTING EXTENSION OF TIME

GOOD CAUSE APPEARING, and based upon the non-opposition of the  
Respondent,

IT IS HEREBY ORDERED that Petitioner shall have until January 11,  
2021 to file his Reply to the State's Response.

Dated: October 27, 2020



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The Honorable Andrew P. Gordon  
United States District Judge